



122 CO 1804 #16
30523/105

UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of
LUBON et al.

Serial No. 07/943,246

Group Art Unit: 1804

Filed: September 10, 1992

Examiner: D. Crouch

For: EXPRESSION OF ACTIVE HUMAN PROTEIN C IN MAMMARY
TISSUE OF TRANSGENIC ANIMALS USING A LONG WAP
PROMOTER

**COMBINED PETITION, CERTIFICATION and
INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR \$1.56 and 37 CFR \$1.97**

RECEIVED
OCT 19 1992
GROUP 1000

Commissioner of Patents and Trademarks
Washington, D.C. 20231

*Petition
Granted
ECC
11/07/94*
Sir:

Submitted herewith on a modified Form PTO-1449 is a listing of a document known to applicants in order to comply with applicants' duty of disclosure pursuant to 37 CFR \$1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR \$1.97-1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR \$1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* prior art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The instant Information Disclosure Statement is being filed after the mailing date of the final action under 37 CFR §1.113. Accordingly, pursuant to 37 CFR §1.97(d), a certification, petition and fee are required.

CERTIFICATION

The undersigned hereby certifies in accordance with 37 CFR §1.97(e)(1) that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this Statement.

PETITION and FEE

It is hereby respectfully petitioned that the listed documents be considered by the Examiner and formally made of record. A petition fee in the amount of \$130.00 in accordance with 37 CFR §1.17(i)(1) is attached.

RELEVANCE OF EACH DOCUMENT

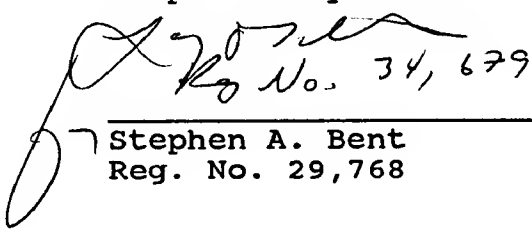
Any document listed on the attached PTO-1449 was cited as being relevant during the prosecution of the corresponding PCT application. The document listed on the present 1449 was not cited in the Search Report in this PCT application. Rather it was cited for the first time in the first Written Opinion. A copy of the cover page of the Written Opinion is attached, showing the mailing date, together with a copy of a page from the opinion citing the document. A full copy of the Opinion will be provided upon request. The document is in English.

Serial No. 07/943,246

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialled copy of Form PTO-1449 be returned in accordance with MPEP §609.

Respectfully submitted,

October 4, 1994
Date


Reg. No. 34,679

Stephen A. Bent
Reg. No. 29,768

FOLEY & LARDNER
3000 K Street, N.W., Suite 500
Washington, D.C. 20007
Phone: (202) 672-5300
Fax: (202) 672-5399

THE COMMISSIONER IS HEREBY AUTHORIZED TO CHARGE ANY DEFICIENCY OR CREDIT ANY OVERPAYMENT TO DEPOSIT ACCOUNT NO. 19-0741.